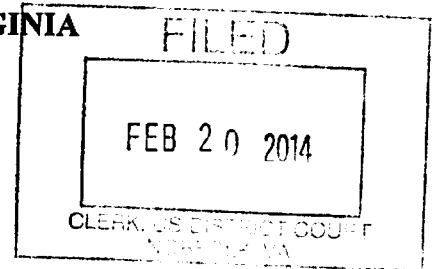


**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
NEWPORT NEWS DIVISION**



PHILLIP BRYANT,

Petitioner

v.

CRIMINAL NO. 4:12-CR-29

UNITED STATES OF AMERICA,

Respondent.

OPINION AND ORDER

This matter comes before the Court upon Phillip Bryant's ("Petitioner") Motion for Transcript. ECF No. 58. For the reasons set forth herein, the Court **DENIES** Petitioner's Motion.

On January 29, 2013, Petitioner pled guilty before the undersigned to three counts of Murder in Aid of Racketeering Activity in violation of 18 U.S.C. § 1959(a)(1). The Court sentenced Petitioner to three concurrent life sentences, five years supervised release, a total special assessment of \$300.00, and \$1,257.00 in restitution on May 7, 2013.

Petitioner vaguely references "a number of Surpreme [sic] Court desisicions [sic] which appear to Provide Petitioner with a credible claim on § 2255." Therefore, he requests the certified transcript of his sentencing hearing so that he "May Meaningfully Prepare his motion under § 2255." Petitioner is not entitled to that transcript.

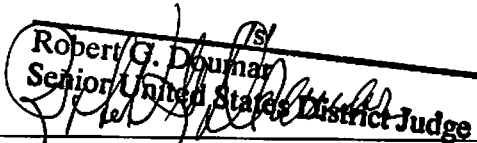
Longstanding precedents hold that a prisoner seeking free copies of records in a criminal case must show a particularized need for such records. See, e.g., Jones v. Superintendent, Virginia State Farm, 460 F.2d 150, 152-53 (4th Cir. 1972), *cert. denied* 410 U.S. 944 (1973); United States v. Glass, 317 F.2d 200, 202 (4th Cir. 1963) ("An indigent is not entitled to a

transcript at government expense without a showing of need, merely to comb the record in the hope of discovering some flaw.”). Petitioner’s desire to meaningfully prepare a 28 U.S.C. § 2255 Motion fails to satisfy that burden.

For the foregoing reasons, the Court **DENIES** Petitioner’s Motion for Transcript. ECF No. 58.

The Clerk is **DIRECTED** to forward a copy of this Order to all Counsel of Record.

IT IS SO ORDERED.


Robert G. Doumar
Senior United States District Judge
UNITED STATES DISTRICT JUDGE

Newport News, VA
February 19 2014